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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

| | | |
|---------------------------|---|----------------------------------|
| UNITED STATES OF AMERICA, |) | CR No. 07-0454 PJH |
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | STIPULATION AND [PROPOSED] ORDER |
| |) | EXCLUDING TIME |
| |) | |
| SHANNON BLAYLOCK, |) | |
| aka ARLANDYS RICHARDSON, |) | |
| aka "DADDY RICH", |) | |
| TAWAKONI SEATON, |) | |
| aka TONI, and |) | |
| LATOSHA GARDNER, |) | |
| |) | |
| Defendant. |) | |

On November 26, 2007, the United States and co-defendant Seaton appeared before the Court and stipulated that time should be excluded from the Speedy Trial Act calculations from November 26, 2007 through December 12, 2007. The parties represented that granting the continuance was necessary for effective preparation of counsel and continuity of counsel, taking into account the exercise of due diligence, to afford counsel time to prepare, produce, and

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1 review discovery and due to counsel for the government's unavailability during this period. See
2 18 U.S.C. § 3161(h)(8)(B)(iv).

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4 SO STIPULATED:

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6 JOSEPH P. RUSSONIELLO
7 United States Attorney

8 DATED: April 29, 2008

9 /s/ Denise Barton
10 DENISE MARIE BARTON
Assistant United States Attorney

11 DATED: April 29, 2008

12 /s/
KENNETH WINE
13 Attorney for TAWAKONI SEATON

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15 As the Court found on November 26, 2007 and for the reasons stated above, the Court
16 finds that the ends of justice served by the continuance outweigh the best interests of the public
17 and the defendant in a speedy trial and that time should be excluded from the Speedy Trial Act
18 calculations November 26, 2007 through December 12, 2007 for effective preparation and
19 continuity of counsel. See 18 U.S.C. §3161 (h)(8)(A). The failure to grant the requested
20 continuance would deny counsel reasonable time necessary for effective preparation, taking into
21 account the exercise of due diligence, and would result in a miscarriage of justice. See 18 U.S.C.
22 §3161(h)(8)(B)(iv).

23
24 SO ORDERED.

25
26 DATED: _____

27 HONORABLE. BERNARD ZIMMERMAN
United States Magistrate Court Judge